

AMENDED IN ASSEMBLY JUNE 19, 2013

AMENDED IN SENATE APRIL 17, 2013

SENATE BILL

No. 379

Introduced by Senator Hancock

February 20, 2013

An act to amend Section 46146.5 of, *to amend the heading of Chapter 14 (commencing with Section 11300) of Part 7 of Division 1 of Title 1 of, and to add Section 11302 to, the Education Code, relating to school attendance.*

LEGISLATIVE COUNSEL'S DIGEST

SB 379, as amended, Hancock. School attendance: early and middle college high schools.

(1) Under existing law, the Legislature finds and declares that middle college high schools have proven to be a highly effective collaborative effort between local school districts and community colleges.

This bill would provide that the Legislature finds and declares that early college high schools are innovative partnerships between charter or noncharter public secondary schools and a community college, the California State University, or the University of California that allow pupils to earn a high school diploma and up to 2 years of college credit in 4 years or less.

Existing

(2) Existing law provides that a day of attendance for a pupil enrolled in grades 11 and 12 at an early college high school or middle college high school is 180 minutes of attendance if the pupil is also enrolled in a community college, classes of the California State University, or classes of the University of California, as specified. Existing law, the Charter Schools Act of 1992, requires, as a condition of apportionment,

among other things, a charter school to offer 64,800 minutes of instruction in a fiscal year for pupils in grades 9 to 12, inclusive, and, for classroom-based instruction, as defined, to have at least 80% of the instructional time offered to be at the schoolsite.

~~This bill would authorize require a charter school that operates as an early college high school or middle college high school to claim a day of attendance based on 180 minutes of attendance for school, for purposes of calculating classroom-based average daily attendance for classroom-based instruction apportionments, to offer at least 80% of the instructional time at the charter school schoolsite, and to require a pupil enrolled in grade 11 or 12 who is also enrolled in a community college, classes of the California State University, or classes of the University of California, as specified, without changing the minimum number of minutes of instruction a charter school is required to offer in a fiscal year. The bill would require a day of attendance to be 240 minutes of attendance for (A) a pupil enrolled in grade 9 or 10 who is also a special part-time student enrolled in community college, and (B) a pupil enrolled in a charter school that is an early college high school or middle college high school if the pupil does not satisfy certain requirements; or a pupil enrolled who is also enrolled as a special part-time student in a community college, as specified, to attend the charter school for a minimum of 50% of the minimum number of minutes of instruction the charter school is required to offer in a fiscal year. The bill would require a pupil enrolled in a charter school that operates as an early college high school or middle college high school who is not enrolled in classes of the California State University or the University of California, or who is not a special part-time student in a community college, to attend the charter school for a minimum of 67% of the minimum number of minutes of instruction the charter school is required to offer in a fiscal year.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. The heading of Chapter 14 (commencing with
- 2 Section 11300) of Part 7 of Division 1 of Title 1 of the Education
- 3 Code is amended to read:

CHAPTER 14. *EARLY COLLEGE HIGH SCHOOLS AND*
MIDDLE COLLEGE HIGH SCHOOLS

SEC. 2. Section 11302 is added to the Education Code, to read:
11302. The Legislature finds and declares that early college
high schools are innovative partnerships between charter or
noncharter public secondary schools and a local community
college, the California State University, or the University of
California that allow pupils to earn a high school diploma and up
to two years of college credit in four years or less. Early college
high schools are small, autonomous schools that blend high school
and college into a coherent educational program. In early college
high schools, pupils begin taking college courses as soon as they
demonstrate readiness and the college credit earned may be
applied toward completing an associate or bachelor's degree,
transfer to a four-year university, or obtaining a skills certificate.

~~SECTION 1.~~

SEC. 3. Section 46146.5 of the Education Code is amended to
read:

46146.5. (a) A day of attendance for a pupil enrolled in grade
11 or 12 at an early college high school or middle college high
school is 180 minutes of attendance if the pupil is also enrolled
part time in classes of the California State University or the
University of California for which academic credit will be provided
upon satisfactory completion of enrolled courses.

(b) A day of attendance for a pupil enrolled in an early college
high school or middle college high school, who is also a special
part-time student enrolled in a community college under Article
1 (commencing with Section 48800) of Chapter 5 of Part 27, and
who will receive academic credit upon satisfactory completion of
enrolled courses, is 180 minutes of attendance.

(c) A day of attendance for a pupil enrolled in an early college
high school or middle college high school who does not satisfy
subdivision (a) or (b) is 240 minutes of attendance.

(d) For a charter school that is an early college high school or
middle college high school ~~eligible to claim classroom-based~~
~~instruction apportionments in accordance with subdivision (e) of~~
~~Section 47612.5, a day of attendance for a pupil enrolled in grade~~
~~11 or 12 is 180 minutes of attendance school, for purposes of~~
calculating classroom-based average daily attendance for

1 *classroom-based instruction apportionments, at least 80 percent*
2 *of the instructional time offered by the charter school shall be at*
3 *the schoolsite, and the charter school shall require the attendance*
4 *of a pupil enrolled in grade 11 or 12 for a minimum of 50 percent*
5 *of the minimum instructional time required to be offered pursuant*
6 *to paragraph (1) of subdivision (a) of Section 47612.5 if the pupil*
7 *is also enrolled part time in classes of the California Community*
8 *Colleges, California State University, University or the University*
9 *of California for which academic credit will be provided upon*
10 *satisfactory completion of enrolled courses.*

11 (e) For a charter school that is an early college high school or
12 middle college high school ~~eligible to claim classroom-based~~
13 ~~instruction apportionments in accordance with subdivision (e) of~~
14 ~~Section 47612.5, a day of attendance for a pupil who school, for~~
15 ~~purposes of calculating classroom-based average daily attendance~~
16 ~~for classroom-based instruction apportionments, at least 80 percent~~
17 ~~of the instructional time offered by the charter school shall be at~~
18 ~~the schoolsite, and the charter school shall require the attendance~~
19 ~~of a pupil for a minimum of 50 percent of the minimum~~
20 ~~instructional time required to be offered pursuant to paragraph~~
21 ~~(1) of subdivision (a) of Section 47612.5 if the pupil is also a special~~
22 ~~part-time student enrolled in a community college under Article~~
23 ~~1 (commencing with Section 48800) of Chapter 5 of Part 27, and~~
24 ~~who will receive academic credit upon satisfactory completion of~~
25 ~~enrolled courses, is 180 minutes of attendance for a pupil enrolled~~
26 ~~in grade 11 or 12, and 240 minutes of attendance for a pupil~~
27 ~~enrolled in grade 9 or 10. courses.~~

28 (f) ~~A day of attendance for a pupil enrolled in a charter school~~
29 ~~that is an early college high school or middle college high school~~
30 ~~who does not satisfy subdivision (d) or (e) is 240 minutes of~~
31 ~~attendance.~~

32 (g) ~~Subdivisions (d) and (e) shall not change the requirement~~
33 ~~for charter schools to offer the minimum number of annual~~
34 ~~instructional minutes pursuant to paragraph (1) of subdivision (a)~~
35 ~~of Section 47612.5.~~

36 (h) ~~For a pupil enrolled in a charter school that is an early~~
37 ~~college high school or middle college high school who does not~~
38 ~~satisfy the attendance and enrollment requirements in subdivision~~
39 ~~(d) or (e), attendance shall be claimed by the charter school~~
40 ~~pursuant to Section 47612.5.~~

1 (f) For a pupil enrolled in a charter school that is an early
2 college high school or middle college high school and who does
3 not satisfy the attendance and enrollment requirements of
4 subdivision (d) or (e), for purposes of calculating classroom-based
5 average daily attendance for classroom-based instruction
6 apportionments, at least 80 percent of the instructional time offered
7 by the charter school shall be at the schoolsite, and the charter
8 school shall require the attendance of the pupil for a minimum of
9 67 percent of the minimum instructional time required to be offered
10 pursuant to paragraph (1) of subdivision (a) of Section 47612.5.
11 (g) For purposes of this section, middle college high school is
12 described in Section 11300 and early college high school is
13 described in Section 11302.

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